

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION**

DIRECTPACKET RESEARCH, INC.,

Plaintiff,

v.

POLYCOM, INC.,

Defendant.

Civil Action No. 2:18-cv-00331-AWA-LRL

**DEFENDANT POLYCOM, INC.'S CONSENT MOTION TO WITHDRAW ITS  
OPENING CLAIM CONSTRUCTION BRIEF (ECF NO. 129) AND REPLACE IT WITH  
THE OPENING CLAIM CONSTRUCTION BRIEF FILED JULY 2, 2019**

Defendant Polycom, Inc. ("Polycom") files this Consent Motion to withdraw its Opening Claim Construction brief timely filed on June 28, 2019 (ECF No. 129) and replace it with Polycom's replacement Opening Claim Construction brief, attached as Exhibit A along with accompanying exhibits, filed herewith. As set forth more fully in the accompanying Memorandum, the Court should grant the Motion to withdraw and replace Polycom's Opening Claim Construction brief because Polycom files this Motion to resolve a dispute that arose between Polycom and Plaintiff, directPacket Research, Inc., and Plaintiff does not oppose this Motion or Proposed Consent Order to resolve that dispute. Once replaced, the parties agree that the July 2, 2019 filed replacement Opening Claim Construction brief is timely filed in this matter.

Thus, Polycom respectfully requests the Court (1) withdraw Polycom's Opening Claim Construction brief filed June 28, 2019 and (2) replace it with Polycom's replacement Opening Claim Construction brief filed herewith on July 2, 2019 as Exhibit A, along with its accompanying Exhibits.

Date: July 2, 2019

Respectfully submitted,

/s/

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 2nd day of July, 2019, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to all counsel of record:

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